

Attorney Docket No. 1417Y P 406  
Baxter Ref:  
(113458.1)

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

**DECLARATION AND POWER OF ATTORNEY**

As named inventors, **Michael T.K. Ling, Ketan Shah, Bill Hurst, and Samuel Ding** we hereby declare that:

Our residences, post office addresses and citizenships are as stated below next to our names.

We believe we are the original, first and joint inventors of the subject matter which is claimed and for which a patent is sought on the invention entitled "**ASSEMBLY FOR A FLOWABLE MATERIAL CONTAINER**", filed on January 8, 2001, Serial No. 09/756,351.

We hereby state that we have reviewed and understand the contents of the above-identified Specification, including the Claims, as amended by any Amendment referred to above.

We acknowledge the duty to disclose information which is material to patentability as defined in 37 C.F.R. § 1.56.

We hereby claim foreign priority benefits under 35 U.S.C. § 119(a)-(d) or § 365(b) of any foreign application(s) for patent or inventor's certificate, or § 365(a) of any PCT international application which designated at least one country other than the United States, listed below and have also identified below any foreign application for patent or inventor's certificate, or PCT international application having a filing date before that of the Application on which priority is claimed:

Prior Foreign Application(s) NONE

**Priority  
Claimed**

\_\_\_\_\_  
Number

\_\_\_\_\_  
Country

\_\_\_\_\_  
Day/Month/Year  
Filed

\_\_\_\_\_  
Yes No

We hereby claim the benefit under 35 U.S.C. § 119(e) of any United States provisional application(s) listed below: NONE

Application Number

Filing Date

We hereby claim the benefit under 35 U.S.C. § 120 of any United States Application(s), or § 365(c) of any PCT International Application designating the United States, listed below and, insofar as the subject matter of each of the Claims of this Application is not disclosed in the prior United States or PCT International Application in the manner provided by the first paragraph of 35 U.S.C. § 112, I acknowledge the duty to disclose information which is material to patentability as defined in 37 C.F.R. § 1.56 which became available between the filing date of the prior Application and the national or PCT international filing date of this Application:

Application Number

Filing Date

Status

We hereby appoint the following attorney(s) and/or agent(s) to prosecute this Application and transact all business in the Patent and Trademark Office connected therewith.

Francis C. M. Kowalik	34,646	Daniel N. Christus	29,626	Jeffrey R. Gargano	38,148
Mark J. Buonaiuto	31,593	Linda A. Kuczma	30,861	Paul J. Nykaza	38,984
Joseph J. Barrett	34,769	Roger H. Stein	31,882	Edward Bishop	39,110
Janice Guthrie	35,170	Thomas K. Stine	32,310	James P. Muraff	39,785
Charles R. Mattenson	30,660	James J. Jagoda	33,250	Austin J. Foley	42,543
Paula J. Kelly	37,624	Micheal D. Lake	33,727	Joseph M. Kinsella Jr.	45,743
Jeffrey C. Nichols	36,879	Joseph A. Fuchs	34,604	Matthew J. Gryzlo	43,648
Bradford R. L. Price	29,101	Robert W. Diehl	35,118	Peter M. Klobuchar	43,772
		Bradley F. Rademaker	35,331	Brent A. Hawkins	44,146
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		Monique A. Morneault	37,893	Christopher S. Clancy	44,618

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We hereby declare all statements made herein of our own knowledge are true and all statements made on information and belief are believed to be true; and further, that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the Application or any patent issued thereon.

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